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Joel D. Skinner, Jr. *+‡
Carol N. Skinner *+

* WI Bar / + MN Bar / ‡ Registered Patent Attorney

MAR 10 2010

①
②
FAX NO. on last office action

VIA FACSIMILE ONLY 703-872-9306 (Total Pages: 20) (3) 571-273-8300
March 9, 2010 (6AU FAX NO.)

10
Commissioner for Patents
Attention Examiner Chi Nguyen, GAU3635
P.O. Box 1450
Alexandria, VA 22313-1450

571
②
changed area code.

④ I called del. no 571-272-6847
today 3-10-10 and left
a message on voice mail.
-Joel

Re: Application Serial No. 09/508,129
Attorney Docket No. PAT121USA

Dear Examiner Nguyen:

My office has been waiting for an action from the USPTO based on our *written* Status Inquiry filed on 4-13-07 and a *telephone* Status Inquiry made on 4-13-06. Please let me know if an action will be sent or if you have any comments or questions. I would also appreciate it if you believe that a Petition is required to revive this case.

As you may recall, this case was held abandoned based on applicant's failure to reply to an office action allegedly mailed on 5-20-05. As was asserted in the two Status Inquiries, applicant did not receive any such office action. And, both the USPTO PAIR Image File and Transaction History indicate that no office action was mailed on or about 5-20-05.

Enclosed for your consideration is the following explanatory information:

Attachment No. 1 – Status of this case on USPTO website dated 3/5/2010 showing this case as abandoned for failure to respond to an office action;

Attachment No. 2 – Image File Wrapper from USPTO website dated 3/5/10;

Attachment No. 3 – Transaction History from USPTO website dated 3/5/10;

Attachment No. 4 – Status Inquiry mailed to USPTO on 4/13/07;

Attachment No. 5 – Notes in file from telephone conversation with Examiner Nguyen on 4/13/06;

Attachment No. 6 – Notice of Abandonment for failure to reply to Office Action of 5/20/05 dated 3/2/06; and

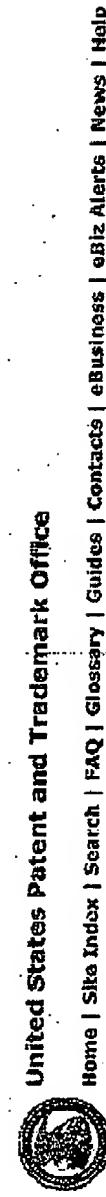
Attachment No. 7 – Response to Notice of 12/29/04 faxed to Examiner Chi Nguyen on 1/6/05.

In the telephone Status Inquiry, Jessica Raska of our office was told that the Examiner would look into the matter and call us back.

To date, this case is still showing a status of abandoned (Attachment No. 1). Again, I would appreciate it if you could please give me a call as soon as possible to discuss the status of this case.

Respectfully,

Joel D. Skinner, Jr.
Registration No.: 33,786
100305 hr to examiner re abandonment 3-4.doc



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Bibliographic Data

Application Number:	09/508,129	Customer Number:	24339
Filing or 371 (C) Date:	03-07-2000	Status:	Abandoned -- Failure to Respond to an Office Action
Application Type:	Utility	Status Date:	02-21-2006
Examiner Name:	NGUYEN, CHI Q	Location:	ELECTRONIC
Group Art Unit:	3635	Location Date:	
Confirmation Number:	6771	Earliest Publication No:	-
Attorney Docket Number:	PAT121USA Update	Earliest Publication Date:	
Class / Subclass:	052/736.100	Patent Number:	
First Named Inventor:	ROLF JERNSTROM , EKENAS, (FI)	Issue Date of Patent:	-
Title of Invention:	POLE		

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Attachment 2



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09/508,129

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This application is officially maintained in electronic form. To View: Click [1](#) and Print: Check the desired document(s) and click [PDF](#).

[Available Documents](#)

Mail Room Date	Document Code	Document Description	Docu
04-18-2007	STATUS.LET	Request for status of Application	PR
03-02-2006	ABN	Abandonment	PR
03-02-2006	BIB	Bibliographic Data Sheet	PR
01-06-2005	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PR
01-06-2005	CLM	Claims	PR
01-06-2005	REM	Applicant Arguments/Remarks Made in an Amendment	PR
12-29-2004	CTMS	Miscellaneous Action with SSP	PR
07-25-2002	PETDEC	Petition Decision	PR
07-24-2002	IMIS	Miscellaneous Internal Document	PR
07-09-2002	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PR
07-09-2002	REM	Applicant Arguments/Remarks Made in an Amendment	PR
07-09-2002	PET.	Petition Entered	PR
03-08-2002	ABN	Abandonment	PR
03-08-2002	EXIN	Examiner Interview Summary Record (PTOL - 413)	PR
08-07-2001	CTNF	Non-Final Rejection	PR
08-07-2001	892	List of references cited by examiner	F
06-28-2001	A...	Amendment/Req. Reconsideration-After Non-Final Reject	PR

06-28-2001	CLM	<u>Claims</u>	PR
06-28-2001	REM	<u>Applicant</u> <u>Arguments/Remarks Made</u> <u>in an Amendment</u>	PR
02-22-2001	CTNF	<u>Non-Final Rejection</u>	PR
02-22-2001	892	<u>List of references cited by</u> <u>examiner</u>	F
02-22-2001	1449	<u>List of References cited by</u> <u>applicant and considered</u> <u>by examiner</u>	F
09-07-2000	C.AD	<u>Change of Address</u>	PR
05-30-2000	IDS	<u>Information Disclosure</u> <u>Statement (IDS) Filed</u> <u>(SB/08)</u>	PR
05-30-2000	FOR	<u>Foreign Reference</u>	F
04-04-2000	M903	<u>Notice of DO/EO</u> <u>Acceptance Mailed</u>	PR
03-07-2000	LET	<u>Miscellaneous Incoming</u> <u>Letter</u>	
03-07-2000	IIFW	<u>Issue Information including</u> <u>classification, examiner,</u> <u>name, claim, renumbering,</u> <u>etc.</u>	PR
03-07-2000	SRFW	<u>Search information</u> <u>including classification,</u> <u>databases and other search</u> <u>related notes</u>	PR
03-07-2000	FWCLM	<u>Index of Claims</u>	PR
03-07-2000	TRNA	<u>Transmittal of New</u> <u>Application</u>	PR
03-07-2000	DRW	<u>Drawings-only black and</u> <u>white line drawings</u>	PR
03-07-2000	SPEC	<u>Specification</u>	PR
03-07-2000	CLM	<u>Claims</u>	PR
03-07-2000	ABST	<u>Abstract</u>	PR
03-07-2000	OATH	<u>Oath or Declaration filed</u>	PR
03-07-2000	BIB	<u>Bibliographic Data Sheet</u>	PR
03-07-2000	WFEE	<u>Fee Worksheet (PTO-875)</u>	PR
03-07-2000	WFEE	<u>Fee Worksheet (PTO-875)</u>	PR
03-07-2000	WCLM	<u>Claims Worksheet (PTO-</u> <u>2022)</u>	PR
03-07-2000	A...	<u>Amendment/Req.</u> <u>Reconsideration-After Non-</u> <u>Final Reject</u>	PR
03-07-2000	CLM	<u>Claims</u>	PR
03-07-2000	REM	<u>Applicant</u> <u>Arguments/Remarks Made</u> <u>in an Amendment</u>	PR
03-07-2000	FRPR	<u>Certified Copy of Foreign</u> <u>Priority Application</u>	PR
03-07-2000	FRPR	<u>Certified Copy of Foreign</u> <u>Priority Application</u>	PR

03-07-2000	371P	<u>Documents submitted with 371 Applications</u>	PR
03-07-2000	IMIS	<u>Miscellaneous Internal Document</u>	PR
03-07-2000	FOR	<u>Foreign Reference</u>	F
03-07-2000	FOR	<u>Foreign Reference</u>	F

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Patent Ownership	09/508,129	POLE		
Fees				
Supplemental Resources & Support				
Patent Information				
Patent Guidance and General Info	Date	Transaction Description		
Codes, Rules & Manuals	03-02-2006	Mail Abandonment for Failure to Respond to Office Actic		
Employee & Office Directories	02-21-2006	Aband. for Failure to Respond to O. A.		
Resources & Public Notices	11-01-2005	Mail Notice of Informal or Non-Responsive Amendment		
Patent Searches	05-20-2005	Date Forwarded to Examiner		
Patent Official Gazette	01-06-2005	Informal or Non-Responsive Amendment after Examine		
Search Patents & Applications	01-06-2005	Response after Non-Final Action		
Search Biological Sequences	01-28-2005	IPW TSS Processing by Tech Center Complete		
Copies, Products & Services	12-29-2004	Mail Notice of Informal or Non-Responsive Amendment		
Other	10-20-2004	Date Forwarded to Examiner		
Copyrights	07-09-2002	Informal or Non-Responsive Amendment after Examine		
Trademarks	07-09-2002	Response after Non-Final Action		
Policy & Law	10-20-2004	Mail Notice of Rescinded Abandonment		
Reports	10-20-2004	Notice of Rescinded Abandonment in TCs		
	07-25-2002	Mail-Petition to Revive Application - Granted		
	07-09-2002	Petition Entered		
	03-08-2002	Mail Abandonment for Failure to Respond to Office Actic		
	03-07-2002	Aband. for Failure to Respond to O. A.		
	08-07-2001	Mail Non-Final Rejection		
	08-03-2001	Non-Final Rejection		
	07-13-2001	Date Forwarded to Examiner		
	06-28-2001	Response after Non-Final Action		
	06-28-2001	Request for Extension of Time - Granted		
	02-22-2001	Mail Non-Final Rejection		
	02-21-2001	Non-Final Rejection		
	12-29-2000	Case Docketed to Examiner in GAU		
	06-02-2000	Information Disclosure Statement (IDS) Filed		
	06-02-2000	Information Disclosure Statement (IDS) Filed		
	03-07-2000	Preliminary Amendment		
	05-08-2000	Case Docketed to Examiner in GAU		
	04-27-2000	IFW Scan & PACR Auto Security Review		
	04-10-2000	Correspondence Address Change		
	04-07-2000	Correspondence Address Change		

04-04-2000	Released to OIPE
04-04-2000	Notice of DO/EO Acceptance Mailed
03-29-2000	371 Application Preexamination Docketing
03-27-2000	371 Application Preexamination Docketing
03-07-2000	Receipt of 371 Request
03-24-2000	Correspondence Address Change
03-07-2000	Initial Exam Team nn

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Applicant: Jernstrom

MAR 10 2010

Application No.: 09/508,129

Filing Date: 03/07/2000

FILE

Title: A POLE

Group Art Unit/Examiner: 3635 / Chi Nguyen

Attorney Docket No.: PAT121USA

STATUS INQUIRY**VIA FAX (703-872-9306) AND US MAIL**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully inquires as to the status of the above identified Application.

Applicant's attorney's office communicated by telephone with the examiner in charge about the status of this application on 4/13/06, one year ago. No response has been received. The examiner was informed that the office action mailed on 20 May 2005 was not received by applicant.

Applicant requests that the USPTO staff inform (via mail, FAX, email, or telephone contact) applicant's attorney at its earliest convenience, whether the application has been assigned to an examiner, is in order for examination, and/or when an initial or the next Office Action can be expected. Applicant's attorney authorizes the USPTO staff to communicate with any staff member of Skinner and Associates either directly on the telephone or via voice mail.

Date of Deposit: 4-13-07 I hereby certify that this paper/fee is being deposited with the United States Postal Service as First Class Mail-Postage Prepaid, under 37 CFR 1.8, on the date indicated above, and is addressed to the Assistant Commissioner For Patents, Washington, D.C. 20231.

Name

Joel Skinner

Signature

Joel

Should the examiner or USPTO staff have any comments or questions about this application, they are invited to contact applicant's attorney.

Respectfully submitted,



Joel D. Skinner, Jr.
Reg. No. 33,786
Skinner and Associates
212 Commercial Street
Hudson, Wisconsin 54016
Tel.: (715) 386-5800
FAX: (715) 386-6177
info@skinnerlaw.com

Date: 4-13-07

cc: Pauli Laitinen, Esq.

\Server01\DATA\Shared\CLIENTS\Laitinen-Finland (PAT)\Pole696\Jernstrom\070413 status check USPTO 18-3.doc

Attachment 5

T/C

Examiner Nguyen

4/13/06

Notice ABD, PAIR no office action.

Told him could look unto and call me back.

ReL

Attachment 6

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/508,129	03/07/2000	ROLF JERNSTROM	PAT121USA	6771
24339	7590	03/02/2006		
JOEL D. SKINNER, JR. SKINNER AND ASSOCIATES 212 COMMERCIAL ST. HUDSON, WI 54016			EXAMINER	
			NGUYEN, CHI Q	
		ART UNIT	PAPER NUMBER	
		3635		

DATE MAILED: 03/02/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment	Application No.	Applicant(s)
	09/508,129	JERNSTROM, ROLF
	Examiner	Art Unit
	Chi Q. Nguyen	3635

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on 20 May 2005.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) The issue fee and publication fee, if applicable, has not been received.
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. The reason(s) below.

No paper has been filed.

Chi Q. Nguyen
CQW
2-21-2005

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

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212 Commercial Street Wausau, Wisconsin 54401 USA TEL: 715-268-5300 FAX: 715-268-5177 Internet Email: info@skinnerlaw.com		INTELLECTUAL PROPERTY LAW EMPLOYMENT LAW	
John D. Skinner, Jr., * David N. Stoeckel, * Counsel to the Firm		* 37 CFR 1.312 (b) (1) (i) Registered Patent Attorney	
FAX TRANSMISSION COVER SHEET			
DATE:	January 6, 2005	<input type="checkbox"/> URGENT	<input type="checkbox"/> ACKNOWLEDGE RECEIPT
NO. OF PAGES (including this stamp):	01/06/2005 1:16PM HP LASERJET 2200		
TO: TO:	Examiner: Chi Nguyen 703-327-9306		
FROM:	John D. Skinner		
RE:	Application No. 09/15081/199		
MESSAGE:	This is in response to the notice dated 1/6/2004. Attached please find our filed reply with a clean version of claims located on page 2 about half-way down. Please let us know if you need anything further in order to comply w/ the notice. We believe it is superfluous requested that if necessary to effect a timely response the paper be considered as a Return for an extension of time under 37 CFR 1.13(a). Please charge any fee due to reprint account No. 1923381. Respectfully Submitted, John D. Skinner		
NOTICE: The information contained in this transmission is intended only for the person(s) to whom it was addressed and is confidential and privileged. If the receiver of this transmission is not an intended recipient or an agent of an intended recipient, you are notified that you have received this transmission in error, and that any review, distribution or copying of this message is prohibited. If you have received this transmission in error, please notify us by telephone at (715) 268-5300 or by email at info@skinnerlaw.com .			
CERTIFICATE OF FAX TRANSMISSION Date: 1/6/2005 Time: 1:16PM This document was transmitted by facsimile to the USPTO, under 37 CFR 1.312 (b) (1) (i). FAX: 715-268-5177 Signature:			
FAX: 715-268-5177			

SKINNER AND ASSOCIATES

212 Commercial Street
 Hudson, Wisconsin 54016 USA
 Tel: 715-386-5800
 FAX: 715-386-6177
 Internet Email: info@skinnerlaw.com

INTELLECTUAL PROPERTY LAW
 EMPLOYMENT LAW

Joel D. Skinner, Jr. *#
 Carol N. Skinner *#

* WI Bar / + MN Bar / # Registered Patent Attorney

FAX TRANSMISSION COVER SHEET

DATE: January 6, 2005 URGENT ACKNOWLEDGE RECEIPT

NO. OF PAGES (Including This Sheet): 50pgs.

Call (715) 386-5800 Short Pages or Have Other Problems

TO/NO.: Examiner Chi Nguyen
703-872-9306

FROM: Joel Skinner

RE: Application No.: 09/508/129

MESSAGE: This is in response to the notice dated 12/29/2004. Attached please find our filed reply w/ a clean version of Claim 3 located on page 2, about halfway down. Please let us know if you need anything further in order to comply w/ the notice we received. It is respectfully requested that if necessary to effect a timely response, this paper be considered as a Petition for an extension of Time under 37 CFR 1.136(a). Please charge any fee due to deposit account No. 19-2381.

Respectfully submitted,

Joel Skinner

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ORIGINAL: WILL FOLLOW WILL NOT FOLLOW

CERTIFICATE OF FAX TRANSMISSION
 Date: 1/10/2005 No.: 703-872-9306
 I hereby certify that this paper/fee is being transmitted by Facsimile to the USPTO, under 37 CFR 1.8 as indicated above.
 Name: Jessica Posta

HP LaserJet 3200se



HP LASERJET 3200
7153866177
JAN-6-2005 1:12PM

Fax Call Report

Job	Date	Time	Type	Identification	Duration	Pages	Result
492	1/ 6/2005	1:10:21PM	Send	17038729306	1:57	5	OK

Mar. 10. 2010 1:17PM Skinner & Associates

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CENTRAL FAX CENTER No. 1071 P. 17

MAR 10 2010

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jernstrom

Serial No.: 09/508,129

Date Filed: 03/07/2000

Title: A POLE

Group Art Unit: 3635

REPLY WITH AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Examiner Carl Friedman

Dear Sir:

Responsive to the Office Action dated 08/07/01 (Paper No. 8), please amend this application as follows:

IN THE SPECIFICATION:

On page 3, please substitute the following paragraph for the paragraph at lines 7-16:

As stated above, the construction of the post may, in practice, vary very greatly. One example of a construction may have a single plastic layer reinforced by a suitable laminating method and placed on top of a suitable inner layer 3, so that the wiring harness, suitably protected by the outer layer, lies in the

CERTIFICATE OF MAILING (IF APPLICABLE)

Date of Deposit: 10-25-02 I hereby certify that this paper/fee is being deposited with the United States Postal Service as First Class Mail-Postage Prepaid, under 37 CFR 1.8, on the date indicated above, and is addressed to the Assistant Commissioner For Patents, Washington, D.C. 20231

Jessica Schultz
Name
Jessica Schultz
Signature

interface of the two layers. The inner layer can be made from almost any material, for example, cellular plastic, as it is mainly intended as a base for the formation of the outer layer. Naturally, the inner layer may even be a metal tube. Any reinforcement known to the art, such as glass or other fibres, fabric, netting or similar can be added to the layers to reinforce them. As stated above, there may be several layers, when their materials and manners of manufacture may vary according to the prevailing requirements.

IN THE CLAIMS:

Please amend existing claim 3 with replacement claim as follows:

3. A post according to Claim 1, characterized in that at least one lead ends are connected to one or more connectors, at least in a lower section of the post.

ATTACHMENT:

Attached hereto is a marked-up version of the changes made to the Claims and Abstract by the current amendment. The attachment is captioned "Version With Markings to Show Changes Made."

REMARKS

This reply is submitted pursuant to 35 U.S.C. §132 and 37 C.F.R. §1.111. The Office Action was carefully considered by the undersigned attorney and applicant. Reconsideration of the application is respectfully requested.

1. Summary of the Office Action.

Claims 1, 3-5 and 7-9 were pending.

Claim 3 stands objected to.

Claims 1, 3-5 and 7-9 stand rejected under 35 U.S.C §103(a) over Ventura-Berti (594) in view of Savoca (160).

2. Discussion.

Claim 1. Independent Claim 1 was rejected under 35 USC §103(a) as being unpatentable over Ventura-Berti (USP 5339594) in view of Savoca (USP 5335160). Claim 1 as once amended requires that a post have, *inter alia*, an electrically conductive lead which is integrally formed with and connected to a tube. Neither Ventura-Berti nor Savoca show this structure. Ventura-Berti does not show any conductive lead. Savoca shows a conductive lead but it is disposed in the hollow core of the post. Nowhere in the applied prior art is the conductive lead shown integrally disposed in the tube structure of a post. The examiner stated that it would be obvious "to combine Ventura-Berti and Savoca". Applicant respectfully disagrees because the advantages (for example, simplicity of assembly) provided by applicant's invention would have been apparent to Ventura-Berti and used by him, but for the unobviousness of applicant's structure. However, regardless of whether the combination of references *per se* is obvious or not, such combination would still fall short of meeting the claimed invention. The conductive lead must be integrally formed with the tube. Claim 1 as once amended is believed to be patentable and withdrawal of the rejection is requested.

Applicant wishes to clarify that he does not disclose or claim a "lead" (wire structure) constructed of lead (the element (Pb) or material).

3. Conclusion.

The claims pending after this amendment are believed to be patentable for the reasons stated above. The amendments are believed to be supported by the specification, claims and drawings as filed. It is believed that this case is now in a condition for allowance. Reconsideration and favorable action are respectfully requested.

Should the Examiner believe that telephone communication would advance the prosecution of this case to finality, he is invited to call at the number below.

It is respectfully requested that, if necessary to effect a timely response, this paper be considered as a Petition for an Extension of Time under 37 CFR 1.136(a), provided a Petition is not submitted separately.

Please charge any fee due not paid by a check provided herewith, and/or charge any underpayment in any fee, and/or credit any overpayment in fee, to Deposit Account No. 19-2381.

Respectfully submitted,



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Reg. No. 33,786

Date:

6-25-02

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